

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

APR 20 2023

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

BRIAN WHITAKER,

Plaintiff-Appellant,

v.

PEET'S COFFEE, INC., a Virginia  
Corporation,

Defendant-Appellee.

No. 22-16676

D.C. No. 3:21-cv-07698-VC  
Northern District of California,  
San Francisco

ORDER

Appellant's unopposed motion (Docket Entry No. 10) for voluntary dismissal is granted. This appeal is dismissed. *See* Fed. R. App. P. 42(b).

This order served on the district court acts as the mandate of this court.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Lorela Bragado-Sevillena  
Deputy Clerk  
Ninth Circuit Rule 27-7